

December 12, 1997

VIA FEDERAL EXPRESS

Office of the Secretary
Federal Communications Commission
1919 M Street N.W., Room 222
Washington, DC 20554

Re: No. CCD 92-237; In the Matter of Administration of the North American
Numbering Plan, Carrier Identification Codes (CIC's)

Enclosed for filing in the above captioned matter are an original and four
(4) copies of a Petition of Ruthven Telephone Exchange Company, for Waiver of
the January 1, 1998 Implementation Date for 4-Digit CIC. We trust that the
enclosed will be found in order for filing and grant.

Should you require any further information, or have any questions
regarding this filing, please call my office directly at (719) 594-5800.

Sincerely,

Bob Schoonmaker
Vice-President

Enclosures

cc: Service List

Copy

Before the
Federal Communications Commission
Washington, D.C. 20554

In the Matter of

Administration of the North American Numbering Plan, Carrier Identification Codes (CICs)

DEC 15 1947

CC Docket No. 92-237

PETITION OF RUTHVEN TELEPHONE EXCHANGE COMPANY FOR WAIVER OF THE
JANUARY 1, 1998 IMPLEMENTATION
DATE FOR 4-DIGIT CIC

GVNW, Inc.
2270 La Montana Way
Colorado Springs, Colorado 80918

Date Submitted: December 12, 1997

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Federal Communications Commission
Washington, D.C. 20554

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COMMUNICATIONS

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Administration of the)
North American Numbering Plan,)
Carrier Identification Codes (CICs))

CC Docket No. 92-237

PETITION OF RUTHVEN TELEPHONE EXCHANGE COMPANY FOR WAIVER OF THE
JANUARY 1, 1998 IMPLEMENTATION
DATE FOR 4-DIGIT CIC

I. Introduction

Ruthven Telephone Exchange Company, hereafter referred to as Ruthven, by its consultant, and pursuant to the Order on Reconsideration, Order on Application for Review, and Second Further Notice of Proposed Rulemaking, CC Docket No. 92-237, (hereafter "the Order"), hereby request a temporary waiver of the requirement that all Local Exchange Carriers ("LECs") that are equal access complete upgrades to their switches to recognize four digit CICs by January 1, 1998.

In the Order, the FCC reaffirmed its requirement that LECs that provide equal access must convert their switches to accept four digit CICs by January 1, 1998. The FCC also extended the permissive period to June 30, 1998 during which three and four digit CICs would continue to be accepted.

Paragraph 20 of the Order reads, "First, we determine that LEC end office switches must be upgraded to accept four-digit CICs by January 1, 1998. Second, we determine that the transition during which use of both three-digit CICs and five-digit CACs may continue will end on June 30, 1998, rather than on January 1, 1998."

Further, paragraph 24 states, "If we receive a complaint of LEC noncompliance, infeasibility with that deadline will not relieve a defendant LEC of liability under section 208 of the Commission's rules. A LEC that determines that it will not meet the January 1, 1998 conversion deadline must seek relief from the Commission prior to that date." In compliance with the FCC's Order on Reconsideration, specifically at paragraph 24, Ruthven is seeking relief of the FCC's conversion deadline of January 1, 1998, by this request for wavier. Ruthven will identify special circumstances that warrant a deviation from the Order and that a wavier will serve the public interest. They will show good cause that a waiver of the Commission's Order is necessary and appropriate as well as in the public interest.

II. Background

Ruthven had planned to replace its switch during the first quarter of 1998, due to exhausting line capacity. Upon the release of the FCC's April Order, Ruthven took steps to expedite the delivery of the new Mitel switch and accelerate the implementation schedule in order to comply with the FCC's deadline of January 1, 1998.

The switch was delivered during the first week of November 1997. At present, the switch is being installed. Installation may be slowed down due to support needed from Mitel, due to Mitel shutting down during the holidays. Ruthven anticipates the switch to be operational by February 28, 1997, however that assumes no problems with the installation or testing.

III. A Waiver of the Commission Rules is Necessary and in the Public Interest


Ruthven serves one exchange, Ruthven, which provisions services for approximately 835 access lines, four payphones and no hotel/motel lines. The exchange is currently served by a Stromberg-Carlson with a software generic of 14-1. Due to exhaustion of the line capacity in the switch Ruthven planned a switch replacement during the first quarter of 1998.

Ruthven upon notification of the FCC's April Order took steps to expedite the implementation of its switch replacement in order to comply with the FCC's deadline. To ensure

completion of the switch replacement and to provide slack for any problems that typically occur during switch replacements, Ruthven requests a waiver until March 31, 1998. It is Ruthven's intent to complete the switch replacement on or before that date.

V. Conclusion

Ruthven is making every effort to meet the FCC's requirement as soon as possible. As demonstrated, Ruthven has taken immediate action to remedy in order to meet with the FCC's timing requirements. Grant of the instant petition will serve the public interest and will allow the company to complete its switch replacement by the FCC's required effective date for the permissive period. Ruthven submits that the public interest will be better served by a waiver of the December 31, 1997 date and that grant of this petition would be consistent with the policies underlying these rules. Good cause having been shown, the Ruthven Telephone Exchange Company, respectfully requests the Commission grant the petition.


Robert C. Schoonmaker
Vice President, GVNW Inc./Management

12 Dec 1997
Date

**DECLARATION OF Trevor Bonnstetter
General Manager, Ruthven Telephone Exchange Company**

I, Trevor Bonnstetter of Ruthven Telephone Exchange Company, do hereby declare under penalties of perjury that I have read the foregoing "Petition for Waiver" and the information contained therein regarding Ruthven Telephone Exchange Company is true and accurate to the best of my knowledge, information, and belief.

Date: 12-12-97



Trevor Bonnstetter
Ruthven Telephone Exchange Company

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